

# INFORMATION LETTER

Not for  
Publication

NATIONAL CANNERS ASSOCIATION

For Members  
Only

No. 913

Washington, D. C.

December 10, 1942

## Tin Conservation and Government Reservation Orders Issued

Three important regulations governing the production of processed foods for 1943 were issued on December 9—Conservation Orders M-81, M-86, and M-86-e.

M-81 controls the use of tin, terneplate, blackplate, etc., for food containers; M-86 and M-86-e fix the percentages and quotas of the 1943 packs that must be reserved for the Government.

The publication date of this issue of the INFORMATION LETTER has been advanced so as to get the texts of these new regulations into processors' hands at the earliest possible moment. Additional copies are printed for distribution at the Processors' Conference in Chicago December 14-18, and a reprint of the priorities order, P-115, is included, so that processors may have, in one format, the principal regulations that will govern their 1943 production programs. This issue is confined to presentation of the texts of the above-named orders, except for brief announcements of the designation of Secretary of Agriculture Claude R. Wickard as central authority over food and of Federal Security Administrator Paul V. McNutt over manpower.

Texts of Orders M-81 and M-86-e start in the columns below; M-86 on page 7369; and P-115 on page 7376.

### M-81, AS AMENDED DECEMBER 9

#### Conservation Regulation Controls Container Use by Classification of Commodities

1. The designation of Part 1068 (formerly "Cans made of Tinplate or Terneplate") is hereby amended to read "Cans."
2. Section 1068.1 *Conservation Order M-81* is hereby amended to read as follows:

#### Section 1068.1—Conservation Order M-81

##### (a) Definitions.

- (1) "Can" means any unused container which is made in whole or in part of tinplate, terneplate, blackplate, or waste, and which is suitable for packing any product. The term includes any container closure or fitting made in whole or in part of tinplate, terneplate, blackplate, or waste, but does not include a closure or fitting to be used on or as a part of a glass container. The term does not include fluid milk shipping containers, as defined in Conservation Order M-200.
- (2) "Tinplate" means sheet steel coated with tin, and includes "primes", "seconds", "waste-waste", and all other forms of tinplate except waste.
- (3) "Terneplate" means sheet steel coated with a lead-tin alloy, and includes "primes", "seconds", "waste-waste", and all other forms of terneplate except waste.
- (4) "Blackplate" means any sheet steel 29 gauge or lighter, other than tinplate or terneplate. The term includes "rejects" and all other forms of blackplate except waste.

(Continued on page 7371)

### SECTION 1084.6 OF ORDER M-86-e

#### Establishes Government Quotas of 1943 Packs of Canned Fruits and Vegetables

##### (a) Quota restrictions.

Pursuant to Order M-86, which this order supplements, it is hereby ordered that each canner shall set aside to be delivered for the requirements of government agencies, a quota of canned fruits and vegetables packed by him at any time in the calendar year 1943 or, when specified, in 1942-43. The quota to be set aside from a canner's pack of any product listed in Column A of Tables I and II, attached hereto, packed during the quota period for that product, shall be computed by applying the percentage in Column B against the canner's total pack in the base period, including his pack both in metal and glass containers. If the type, style, variety or grade of any such fruit or vegetable is described in Tables I and II, such quota shall be in the type, style, variety and grade described, but other types, styles, varieties or grades shall be substituted to the extent that those specified in Tables I and II are not packed.

##### (b) Definition of quota period.

With the exceptions hereinafter listed, the quota period is 1943. In case of grapefruit, grapefruit juice, orange juice, and orange juice and grapefruit juice blended, the quota period is August 1, 1942, to July 31, 1943, in Florida, Texas, and Arizona, and December 1, 1942 to November 30, 1943, in California.

##### (c) Definition of base period.

The base period is in all cases the corresponding 12-month period one year prior to the quota period.

(d) *Applicability of order.*

Fruits and vegetables not listed in Tables I and II are not required to be set aside. Fruits and vegetables packed in the Hawaiian Islands must be set aside as prescribed by this order, but this order does not apply to fruits and vegetables packed in other territories and possessions of the United States.

(e) *Provisions applicable when whole pack not set aside for Government.*

The following provisions apply whenever any product may be packed for non-governmental requirements as well as for governmental requirements: To the extent that the canner's production of the first preference grade of such fruit or vegetables specified in Column D is sufficient, at least two-thirds of the quota, but preferably the entire quota, shall be set aside from such grade.

To the extent that the quantity so set aside does not fill his quota, the canner shall set aside sufficient of his production of the second preference grade, if any, specified in Column E to complete his quota. To the extent that the quantities so set aside out of both first and second preference grades do not fill his quota, the canner shall set aside sufficient of his production of the third preference grade, if any, specified in Column F to complete his quota.

If a canner packs both in tinplate and glass, insofar as the above grade standards permit, the quota shall be set aside from the part packed in tinplate, and from the part packed

in glass only when the part packed in tinplate is insufficient.

To the extent possible and insofar as compliance with the above grade requirements permits, at least two-thirds of the quota, but preferably the entire quota, shall be set aside in the largest can size specified in Column G. The balance shall be reserved in the largest can sizes available in the order of preference specified in Column G.

(f) *Reports.*

The report prescribed by paragraph (d) (2) of Order M-86 shall be given on Form PD-343, revised. The report shall be filed within 15 days of the completion of the pack.

(g) *Purchase and inspection.*

Until further notice, the Army of the United States is hereby allocated the quotas prescribed by this order, to purchase for its own account and the account of other government agencies named in paragraph (c) (3) of Order M-86, whenever it has agreed with such other agencies to do so. The Army of the United States and the Agricultural Marketing Administration in the Department of Agriculture are also authorized to inspect and grade such canned foods pursuant to paragraph (e) of Order M-86.

(h) *Effective date.*

This order shall take effect on January 1, 1943.

Issued this 9th day of December, 1942.

ERNEST KANZLER,  
Director General for Operations.

TABLE I.—CANNED FRUITS AND FRUIT JUICES

A Product	B Percentage of base period pack	C Type, Style, Variety (Sequence does not denote preference)	D Grade			G Can sizes (Sequence denotes preference)
			First preference	Second preference	Third preference	
Apples.....	63	Heavy pack	Standard			10
Applesauce.....	41		Fancy	Standard		10-2
Apricots.....	66	Halved, unpeeled	Choice	Standard	Pie or water pack	10-2½
				(Fancy not desired)		
Berries <sup>1</sup> .....	50		Water pack	(Syrup pack not desired)		10
Blueberries.....	100		Water pack	(Syrup pack not desired)		10
Cherries, RSP.....	70	Red sour pitted (Water pack)	Standard			10-2
Cherries, sweet.....	65	Light or dark; pitted or unpitted	Choice	Top Standard <sup>1</sup>	Fancy	10-2½-2
Figs.....	100	Kadota	Choice			10
Fruit cocktail.....	71		Choice	Fancy		10-2½
Grapefruit.....	19	Segments	Fancy	Choice	Standard	2
Grapefruit juice.....	48*	Sweetened, unsweetened	Fancy	Standard		10-3 cyl.-2
Orange juice.....	21	Sweetened, unsweetened	Fancy	Standard		10-3 cyl.-2
Orange and grapefruit juice blended	100	Sweetened, unsweetened (50% orange) (50% grapefruit)	Fancy	Standard		10-3 cyl.-2
Peaches.....	63	Yellow clingstone, halved or sliced	Choice	Top Standard <sup>1</sup>		10-2½
		Freestone (except California), yellow—halved or sliced	Choice	Fancy		10-2½
Pears.....	65	Bartlett, halved	Choice	Top Standard <sup>1</sup>	Fancy	10-2½
Pineapple.....	70	Sliced, crushed, chunks, tidbits, (except cocktail tidbits)	Fancy	Standard		10-2½
Pineapple Juice.....	26		Fancy			10-3½ cyl.-2

<sup>1</sup> Top Standard means 70-74 inclusive as defined in terms of U. S. Grade. <sup>2</sup> Blackberries, boysenberries, loganberries, youngberries only. Percentage applies to combined pack of these four varieties.

\* Editor's note—Through a typographical error a number of the official copies of Order M-86-a distributed by WPS, carried the percentage for grapefruit juice at 48. The percentage shown here—40 per cent of the base period pack—is the correct figure.

TABLE II.—CANNED VEGETABLES

A Product	B Percentage of base period pack	C Type, Style, Variety (Sequence does not denote preference)	D Grade			F Can sizes (Sequence denotes preference)
			First preference	Second preference	Third preference	
Asparagus.....	49	All green	Fancy cut	Fancy spear		10-2
Beans, lima.....	56	Fresh	Extra Standard	Fancy	Standard	10-2
Beans, snap.....	58	Green, wax—cut	Extra Standard	Top Standard <sup>1</sup>	Fancy	10-2½-2
Beets.....	84	Cut, quartered, diced, sliced	Fancy	Top Standard <sup>1</sup>		10-2½-2
Carrots.....	100	Diced	Fancy	Top Standard <sup>1</sup>		10-2½-2
Corn, sweet <sup>2</sup> .....	42	White, yellow—cream style, whole kernel	Fancy	Extra Standard	Top Standard <sup>2</sup>	10-2
Peas.....	48	Alaska—3, 4, sieve; sweet—3 sieve and larger, ungraded	Extra Standard	Top Standard <sup>2</sup>	Fancy	10-2
Pumpkin or squash..	51		Fancy	Top Standard <sup>1</sup>		2½
Spinach.....	48		Fancy	Top Standard <sup>1</sup>		10-2½
Tomatoes.....	49		Extra Standard	Top Standard <sup>1</sup>	Fancy	10-2½-2
Tomato catsup.....	61		Fancy 29%—32% solids	Fancy 33% solids or over	Fancy 25%—28% solids	10-3 cyl.—2½-2; 14 oz. glass or larger
Tomato juice.....	43		Fancy			10-3 cyl.—2
Tomato puree.....	71	Heavy (minimum specific gravity—1.045)	Fancy			10
Tomato paste.....	40		Fancy			10-2½-2

<sup>1</sup> Top Standard means 80-84 inclusive as defined in terms of U. S. Grades. <sup>2</sup> Top Standard means 70-74 inclusive as defined in terms of U. S. Grades. \* Full inside metal cans required. No 10 cans to be used for whole kernel only.

## Text of Order M-86, as Amended December 9

(1) The designation of Part 1084 ("Canned Foods") is amended to read "Canned and Processed Foods."

(2) Section 1084.1 *Conservation Order M-86* is amended to read as follows: "The fulfillment of requirements for the defense of the United States has created a shortage in the supply of materials used in canning and processing foods for defense, and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

### Section 1084.1—Conservation Order M-86

(a) *Applicability of priorities regulations.*

This order and all transactions affected thereby are subject to all applicable provisions of the War Production Board priorities regulations, as amended from time to time.

(b) *Definitions.*

For the purposes of this order:

(1) "Canner" shall mean any person engaged in the business of canning foods in hermetically sealed metal or glass containers and sterilizing the same by the use of heat.

(2) "Processor" shall mean any person other than a canner engaged in the commercial processing of foods to produce a frozen, dried, pickled, preserved, or otherwise non-perishable product.

(3) "Pack" shall mean the total amount (by weight unless otherwise specified) of all grades of any particular food canned by any canner or processed by any processor during any packing season, or during a crop year or calendar period specified by the Director General for Operations as a quota period.

(4) "Government Agency" shall mean any officer, board, agency, commission, or government owned or government controlled corporation of the United States specifically designated by the Director General for Operations.

(c) *Restrictions on canners and processors.*

(1) Each canner and each processor shall set aside for the requirements of government agencies such canned or processed foods packed by him as the Director General for Operations may from time to time order, without regard to previously existing contracts. All such canned or processed foods so set aside shall, unless and until released, be held for allocation to any government agency by the Director General for Operations. Orders to set foods aside pursuant to this subparagraph (c) (1) may be by general supplementary order or by written notice by the Director General for Operations to the individual canner or processor. There shall not be calculated as part of the foods required to be set aside by this paragraph, foods delivered to any government agency when not so allocated to such agency by the Director General for Operations.

(2) Canned or processed foods required to be set aside for governmental requirements by any other order of the Director General for Operations in the M Series, shall not be required to be set aside by this order.

(3) The Director General for Operations may allocate canned or processed foods to any government agency by specifically designating such agency as the authorized purchaser thereof, either by letter to the agency, by letter to the canner or processor, or by naming such agency in a general supplementary order. The Director General for Operations will allocate foods pursuant to this order only

to the Army or Navy of the United States, the Marine Corps, the Coast Guard, the United States Maritime Commission, the War Shipping Administration, the Panama Railroad, the Treasury of the United States, the Coast and Geodetic Survey, the Veteran's Administration, and any agencies of the United States Government for supplies to be delivered to or for the account of the government of any country pursuant to the act of March 11, 1941, entitled "An Act to Promote the Defense of the United States" (Lend-lease Act), and any other agency when the Director General for Operations shall find that allocation to such agency is directly essential to the war effort.

(4) If he determines that any canned or processed foods set aside pursuant to this order are not required for government agencies, the Director General for Operations may release such canned or processed foods at any time and may so notify the canner or processor, or he may delegate authority to release such foods to the agency to which he has allocated them.

(5) The Director General for Operations may issue specifications at any time as to processing, packing, containers, container treatment, can marking, labeling, boxing, and strapping.

(d) *Certificates and reports relating to the cans covered by this order.*

(1) **CERTIFICATES.** Each canner who purchases any cans to pack any food for governmental use pursuant to this order—whether such purchase is by contract or on open account order—shall furnish to the can manufacturer, from whom he buys, a certificate, signed by an authorized official, in substantially the form attached hereto as "Exhibit A," which shall constitute a certification to the War Production Board that such canner is familiar with the terms of this order (in its present form or as it may be amended from time to time), and that, during the life of this order, he will not use any cans purchased from such can manufacturer in violation of its terms. Only one such certificate covering all present and future purchases from a given can manufacturer, need be furnished by a canner to that can manufacturer but no can manufacturer shall be entitled to rely on any such certificates if he knows, or has reason to believe it to be false.

(2) **REPORTS.** Each canner and each processor shall, within 15 days after he has completed a seasonal pack, or in the instance of a non-seasonal product, at such times as may be prescribed, mail to or file with the War Production Board a report thereof in such form as may be prescribed from time to time by the Director General for Operations. Each canner and each processor shall file such additional reports as the War Production Board may prescribe for the purpose of effective administration of this order.

(e) *Inspection and grading.*

Any canned or processed foods required to be set aside under this order shall be subject to inspection and grading at any time by the Director General for Operations or by any person or government agency thereto authorized by him.

(f) *Appeals.*

Any appeal from the provisions of this order shall be made by filing a letter in triplicate, referring to the particular provisions appealed from and stating fully the grounds of the appeal.

(g) *Records.*

All persons affected by this order shall keep and preserve for not less than two years accurate and complete records concerning inventories, purchases, production and sales.

(h) *Audit and inspection.*

All records required to be kept by this order or by any rule, regulation or order of the Director General for Operations

shall, upon request, be submitted to audit and inspection by duly authorized representatives of the War Production Board.

(i) *Communications to War Production Board.*

All reports required to be filed hereunder, and all communications concerning this order shall, unless otherwise directed, be addressed to:

"War Production Board  
Washington, D. C.

Ref: M-86"

(j) *Violations.*

Any person who wilfully violates any provision of this order or who wilfully furnishes false information to the Director General for Operations in connection with this order, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority control and may be deprived of priorities assistance by the Director General for Operations.

Issued this 9th day of December, 1942.

ERNEST KANZLER,  
Director General for Operations.

#### EXHIBIT A

WAR PRODUCTION BOARD  
DIVISION OF INDUSTRY OPERATIONS  
Social Security Building  
Washington, D. C.

#### CANNER'S CERTIFICATE

Certificate required by paragraph (d)(1) of Conservation Order M-86, as amended. One copy of this certificate is to be delivered to each can manufacturer from whom the canner purchases cans and is to cover all purchases present and future, so long as such Conservation Order, in its present form or as it may be amended from time to time, remains in effect.

(Applicant's Name)

(Applicant's Address)

(Date)

In accordance with paragraph (d)(1) of Conservation Order M-86 of the War Production Board, to conserve the supply and direct the distribution of certain canned foods, the undersigned hereby certifies—and this shall constitute a certification to the War Production Board—that the undersigned applicant is familiar with the terms of said Conservation Order M-86, and any and all amendments thereto, and that said applicant will not use any cans purchased from

(Name of Can Manufacturer)

(Address of Can Manufacturer)

in violation of the terms of said order and amendments.

(Legal Name of Applicant)

By:

(Title of Official Reporting)

Section 35A of the U. S. Criminal Code (18 U. S. C. 80) makes it a criminal offense to make a false statement or representation to any department or agency of the United States as to any matter within its jurisdiction.



# Wickard Granted Central Power Over Food

Secretary of Agriculture Claude R. Wickard was given complete wartime authority over the production and rationing of food through an executive order from the President, issued on December 6. The order empowered Mr. Wickard to:

1. Determine the military, other governmental, civilian and foreign requirements for food.
2. Formulate and carry out a program to furnish an adequate supply of food to meet such requirements, including the allocation of the agricultural productive resources of the nation.
3. Assign food priorities and allocate food supplies to governmental agencies and for private account for military, other governmental, civilian, and foreign needs.
4. Take all appropriate steps to insure the efficient and proper distribution of the available supply of food.
5. Handle or regulate the procurement of food within the United States by any governmental agency.

# McNutt Given Full Charge of Nation's Manpower

Paul V. McNutt, Administrator of the Federal Security Agency, on December 5 was given full control over the country's manpower, by executive order from the President which:

1. Gave Mr. McNutt wide control over employment by enlarging the powers of the U. S. Employment Service under his direction.
2. Granted him extensive charge of the training of workers for vital industries.
3. Placed him in charge of Selective Service.
4. Gave him membership on the Economic Stabilization Board.
5. Centralized manpower activities by placing all officials with manpower duties on the War Manpower Commission.
6. Stopped volunteer enlistments in the Army and Navy of men between 18 and 38, and suspended induction of all men of 38 or older.

## Order M-81, As Amended December 9 — Continued from page 7367

- (5) "Waste" means scrap tinplate, terneplate, and blackplate, produced in the ordinary course of manufacturing cans.
- (6) "Pack", unless particularly specified, means the quantity, by area measurement, of tinplate, terneplate, and blackplate required for the manufacture of all sized cans used by a person for packing a particular product during the base period specified.

### (b) Restrictions upon manufacture, sale, and delivery of cans.

- (1) No person shall sell or deliver any can except under a purchase order or contract validated by a delivery to such person of a purchaser's certificate, manually signed by the purchaser or an authorized official of the purchaser, in substantially the form attached hereto as Exhibit A. No person shall manufacture, sell, or deliver any can which he knows or has reason to believe will be used in violation of any provision of this order.
- (2) No person shall manufacture any can smaller than five gallons, with ears, bails, or handles.

### (c) Restrictions upon purchase, acceptance of delivery, and use of cans.

- (1) No person shall, during the calendar year 1943 (or the seasonal year 1942-1943, when specified), purchase, accept delivery of, or use for packing a product any can except to the extent permitted in Schedules I, II, and III,\* attached to this order: *Provided, however*, That a jobber or retail store may obtain and sell cans in conformity with the provisions of this order.
  - (2) The schedules attached to this order list the only products permitted to be packed in cans, packing quotas, sizes of cans, and the kinds of plate permitted for the manufacture of cans.
- The calendar year basis shall obtain except for products for which a seasonal year is specified. A seasonal year for a particular product represents a 12 months' period beginning in one calendar year and ending in the next.
- The sizes of the can specified for a particular product indicate the only sized cans which may be used for packing that product, except that such product may, subject to all other restrictions imposed by this order, be packed in cans larger than the largest size specified therefor.

When tinplate is specified for the manufacture of cans for packing a particular product, the coating indicated represents the maximum weight of tin coating per single base box. When SCMT is specified, Special Coated Manufacturers' Terneplate is referred to. When blackplate is specified, the specification includes chemically treated blackplate (CTB).

- (3) No product packed in a can shall be repacked for sale in a can or any other container, by the same or a different person, in the same or a different form, except to the extent specifically permitted in the schedules attached to this order.

- (4) No dried or frozen fruit or vegetable shall be packed in a can, except to the extent specifically permitted in the schedules attached to this order.

### (d) Exceptions.

- (1) The restrictions imposed by this order shall not apply to the purchase, acceptance of delivery, or use of the following cans:
  - (i) Cans for packing any product which is not to be sold.
  - (ii) Fiber or paper bodied cans with ends made of waste, for packing any food product for human consumption, and antiseptic or medicinal powders.
  - (iii) Cans for packing any product not listed in the schedules attached to this order, when such cans were completely manufactured on or before December 9, 1942, or when all the component parts for such cans were cut to individual size or were partially assembled before said date: *Provided*, That this paragraph (d) (1) (iii) shall not apply when such cans can be used for any products otherwise permitted by this order, and provided, that this paragraph (d) (1) (iii) shall not apply to open-top sanitary cans.
  - (iv) Cans for packing any product not listed in the schedules attached to this order, when such cans are to be delivered pursuant to a letter of intent approved by, or a purchase order or contract negotiated for or with the Army, Navy, Marine Corps, Maritime Commission, or War Shipping Administration of the United States.
- (2) Notwithstanding the restrictions pertaining to the size of cans or the materials from which cans may be manu-

\*Editor's note—Schedule III is a schedule of non-food cans and is not being reproduced in the Letter.

factured, but subject to quota restrictions imposed by this order, a person may use for packing any product listed in the schedules attached to this order, any cans which were completely manufactured on or before December 9, 1942, or any cans for which all component parts with lithographed, cut, or otherwise prepared for assembly, on or before said date.

(3) No certificate shall be required for the sale or delivery of cans to any purchaser who has already filed a certificate with his seller under Conservation Order M-81.

(e) *Miscellaneous provisions.*

(1) *Applicability of priorities regulations.* This order and all transactions affected thereby are subject to all applicable provisions of the priorities regulations of the War Production Board, as amended from time to time.

(2) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter in triplicate, referring to the particular provision appealed from and stating fully the grounds of appeal.

(3) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise directed, be addressed to: Containers Division, War Production Board, Washington, D. C. Ref.: M-81.

(4) *Violations.* Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further delivery of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(5) *1942 Calendar year pack.* Until December 31, 1942, no person packing on a calendar year basis shall purchase,

accept delivery of, or use any can for packing any product except in accordance with Conservation Order M-81, as amended June 27, 1942 (including amendments thereto).

Issued this 9th day of December 1942.

ERNEST KANZLER,  
Director General for Operations.

EXHIBIT A

PURCHASER'S CERTIFICATE

One copy of this certificate is to be delivered to each person from whom purchases are made of cans made in whole or in part of tinplate, terneplate, blackplate, or waste. Such certificate shall cover all purchases present and future so long as Conservation Order M-81, in its present form or as it may be amended from time to time, remains in effect.

The undersigned purchaser hereby certifies to the seller herein and to the War Production Board that he is familiar with Conservation Order M-81, as heretofore amended, and that during the life of such order he will not use or sell any can purchased from

(Name of Seller)

(Address of Seller)

pursuant to this or future purchase orders or contracts, in violation of terms of such order.

Date \_\_\_\_\_

(Legal name of Purchaser)

By \_\_\_\_\_

(Authorized Official)

(Title of Official)

(Address of Purchaser)

Section 35A of the U. S. Criminal Code (18 U. S. C. 80) makes it a criminal offense to make a false statement or representation to any department or agency of the United States as to any matter within its jurisdiction.

SCHEDULE I—FOOD CANS

(1) Packing quotas specified in this Schedule I indicate total packs of the respective products listed, for all purposes including cans required by any order of the Director General for Operations, to be set aside for purchase by a government agency. The designation "M-86" indicates that cans may be used for packing only the quantity of product required to be set aside by Order M-86, as amended from time to time.

(2) All persons manufacturing cans shall, to the greatest extent available, use 0.50 tinplate wherever the single asterisk appears; and chemically treated blackplate wherever the double asterisk appears. All persons using cans marked with the asterisk, are hereby required to accept from the manufacturer making delivery, to the greatest extent available up to 50 per cent of the delivery, cans made as specified of 0.50 tinplate wherever the single asterisk appears; and cans made as specified of chemically treated blackplate wherever the double asterisk appears.

Product	Packing quota	Can sizes	Can materials	
			Body	Ends
FRUITS AND FRUIT PRODUCTS				
1. Apples, including crabapples. Whole apples not to be packed. . . . .	M-86. . . . .	10. . . . .	1.25 tin. .	1.25 tin.
2. Apple sauce, including sauce from crabapples. . . . .	M-86. . . . .	2-10. . . . .	1.25 tin. .	1.25 tin.
3. Apricots. Whole apricots not to be packed. . . . .	M-86. . . . .	2½-10. . . . .	1.25 tin. .	1.25 tin.
4. Blackberries, black raspberries, boysenberries, loganberries, and youngberries, when packed as berries. Quota applicable to each kind of berries respectively. . . . .	100% 1942. . . . .	2-2½-10. . . . .	1.50 tin. .	1.50 tin.
5. Blueberries or huckleberries. . . . .	M-86. . . . .	10. . . . .	1.50 tin. .	1.50 tin.
6. Cherries, other than white. . . . .	100% 1942. . . . .	2-2½-10. . . . .	1.50 tin. .	1.50 tin.
7. Cherries, white. . . . .	100% 1942. . . . .	2-2½-10. . . . .	1.25 tin. .	1.25 tin.
8. Fruit cocktail, consisting of any combination of fruits listed in this Schedule I and grapes; provided that the combination, by drained weight, shall consist of not less than 50 per cent fruits listed in this Schedule I, and may consist of not to exceed 10 per cent grapes. Pineapple may be repacked from No. 10 or larger cans, to the extent of 7 per cent of the fruit cocktail. . . . .	Unlimited. . . . .	2½-10. . . . .	1.25 tin. .	1.25 tin.

Product	Packing quota	Can sizes	Can materials	
			Body	Ends
FRUITS AND FRUIT PRODUCTS—Continued				
9. Figs.....	M-86.....	10.....	1.25 tin..	1.25 tin.
10. Grapefruit, segments.....	M-86.....	2.....	1.25 tin..	1.25 tin.
11. Grapefruit juice.....	Unlimited.....	2-3 cyl-10.....	1.25 tin..	1.25 tin.
12. Orange juice.....	M-86.....	2-3 cyl-10.....	1.25 tin..	1.25 tin.
13. Orange-grapefruit juice blend, consisting of at least 40 per cent orange juice.....	M-86.....	2-3 cyl-10.....	1.25 tin..	1.25 tin.
14. Peaches (clingstone), halves, slices, or cubes.....	Unlimited.....	2½-10.....	1.25 tin..	1.25 tin.
15. Peaches (freestone), halves, slices, or cubes. Not to be packed in California.....	Unlimited.....	2½-10.....	1.25 tin..	1.25 tin.
16. Pears, halves, slices, or cubes.....	Unlimited.....	2½-10.....	1.25 tin..	1.25 tin.
17. Pineapple, slices, chunks, crushed, or tidbits. Spears not to be packed.....	Unlimited.....	2-2½-3 cyl-10.....	1.25 tin..	1.25 tin.
18. Pineapple juice.....	Unlimited.....	2-3 cyl-10.....	1.25 tin..	1.25 tin.
19. Plums, yellow or green.....	100% 1942.....	2½-10.....	1.50 tin..	1.50 tin.
20. Prunes, fresh Italian. Not to be packed in California.....	50% 1942.....	2½-10.....	1.50 tin..	1.50 tin.
21. Olives, ripe. Not to exceed 50 per cent of permitted pack may be in cans smaller than No. 10. (Quota applicable only to olives from 1942 crop.).....	25% 1940-41.....	2½-10.....	1.25 tin..	1.25 tin.
VEGETABLES AND VEGETABLE PRODUCTS				
22. Asparagus, green. White asparagus not to be packed.....	Unlimited.....	2-2½-10.....	1.25 tin..	1.25 tin*.
23. Beans, green or wax.....	Unlimited.....	2-2½-10.....	1.25 tin..	1.25 tin*.
24. Fresh shelled beans, including lima beans.....	Unlimited.....	2-2½-10.....	0.50 tin..	CTB.
25. Beets, whole beets not to be packed.....	M-86.....	2-2½-10.....	1.25 tin..	1.25 tin*.
26. Carrots, whole carrots not to be packed.....	M-86.....	2-2½-10.....	1.25 tin..	1.25 tin*.
27. Corn, fresh, sweet, cut.....	Unlimited.....	2-10-2 vacuum (307 x 306) for vacuum pack.....	0.50 tin..	CTB.
28. Peas, green.....	Unlimited.....	2-10-2 vacuum (307 x 306) for vacuum pack.....	0.50 tin..	0.50 tin**.
29. Pumpkin and squash.....	M-86.....	2½-10.....	1.25 tin..	1.25 tin*.
30. Soups, limited to the following kinds of soup, which shall contain not less than the specified percentage, by weight, of dry solids from fresh unfrozen products listed in Schedule I or Schedule II. Chicken, chicken gumbo, chicken noodle, gumbo creole, consommé, and bouillon—6 per cent. Tomato, asparagus, spinach, and fresh green pea—7 per cent. Clam or fish chowders—8 per cent. Scotch broth, vegetable, vegetable-vegetarian, pepper pot, ox tail, mock turtle, country style chicken, and corn chowder—10 per cent. Beef and vegetable beef—12 per cent.	50% 1942.....	1 picnic.....	1.25 tin..	1.25 tin*.
31. Spinach, and other green leafy vegetables limited to beet, collard, dandelion, kale, mustard, poke, and turnip greens.....	80% 1942.....	2½-10.....	1.25 tin..	1.25 tin*.
32. Tomatoes.....	Unlimited.....	2-2½-10.....	1.25 tin..	1.25 tin.
33. Tomato paste, from fresh tomatoes, containing not less than 25 per cent by weight, dry tomato solids.....	Unlimited.....	2½-10.....	1.25 tin..	1.25 tin*.
	125% 1942 pack of size 6Z.....	5 gal. reusable..	1.25 tin..	1.25 tin*.
		6 Z.....	1.25 tin..	1.25 tin*.
34. Tomato pulp or puree, from fresh tomatoes, containing not less than 10.7 per cent (specific gravity 1.045) or more than 25 per cent by weight, dry tomato solids.....	Unlimited.....	2-2½-10.....	1.25 tin..	1.25 tin*.
	125% 1942 pack of size 1 picnic.....	5 gal. reusable..	1.25 tin..	1.25 tin.
		1 picnic.....	1.25 tin..	1.25 tin*.
35. Tomato sauce, from fresh tomatoes, including spaghetti sauce, containing not less than 8.7 per cent (specific gravity 1.037) by weight, dry tomato solids, and not less than 10.0 per cent (specific gravity 1.042) by weight, total dry solids, salt free. In addition to salt, the contents may contain pepper, spice oils, and other flavoring ingredients.....	Unlimited.....	2-10.....	1.25 tin..	1.25 tin*.
	125% 1942 pack of sizes 8Z and 1 picnic.....	5 gal reusable..	1.25 tin..	1.25 tin.
		8Z—1 picnic....	1.25 tin..	1.25 tin*.
36. Tomato catsup, from fresh tomatoes, not less than 25 per cent, (specific gravity 1.11) by weight, total dry solids.....	M-86.....	2½-3 cyl-10.....	1.25 tin..	1.25 tin*.
37. Tomato juice.....	Unlimited.....	2-3 cyl-10.....	1.25 tin..	1.25 tin*.

NOTE.—When required for packing other products, tomato paste, tomato pulp or puree, tomato sauce, and tomato juice may be repacked from reusable cans, 5 gal. or larger.

Product	Packing quota	Can sizes	Can materials	
			Body	Ends
FISH AND SHELLFISH				
(Processed, and in hermetically sealed cans)				
38. Clams, soft, hard, or razor.....	Unlimited.....	½ flat (307 x 201.25) — 1 picnic (211 x 400)—1 tall (301 x 411)—2 (307 x 409) 10 (603 x 700).	1.25 tin*	1.25 tin*.
39. Crabmeat.....	Unlimited.....	½ flat (307 x 201.25)	1.25 tin*	1.25 tin*.
40. Fish flakes. Dried fish flakes not to be packed.....	Unlimited.....	300 (300 x 407)—2 (307 x 409)	1.25 tin*.	1.25 tin*.
41. Fish livers and fish liver oils.....	Unlimited.....	5 gal. reusable..	1.25 tin..	1.25 tin.
42. Fish roe.....	Unlimited.....	300 (300x407)...	1.25 tin*.	1.25 tin*.
43. Herring, Atlantic Sea, by whatever name known including sardines.....	Unlimited.....	¾ drawn (304 x 508 x 105)—¾ three piece (308 x 412 x 112)—300 (300 x 407) ¼ drawn (300.5 x 404 x 014.5)	1.25 tin*.	1.25 tin*.
Packed in oil.....			1.25 tin..	1.25 tin.
Packed in mustard or tomato sauce.....			1.25 tin..	1.25 tin.
44. Herring, Pacific.....	Unlimited.....	1 tall (301 x 411)	1.25 tin*.	1.25 tin*.
45. Herring, river (alewives).....	Unlimited.....	300 (300 x 407)—2 (307 x 409)	1.25 tin*.	1.25 tin*.
46. Mackerel.....	Unlimited.....	300 (300 x 407)...	1.25 tin*.	1.25 tin*.
47. Menhaden.....	Unlimited.....	300 (300 x 407)...	1.25 tin*.	1.25 tin*.
48. Mullet.....	Unlimited.....	300 (300 x 407)...	1.25 tin*.	1.25 tin*.
49. Mussels.....	Unlimited.....	1 picnic (211 x 400)—2 (307 x 409)—10 (603 x 700)	1.25 tin*.	1.25 tin*.
50. Oysters. (No. 1 picnic cans shall contain not less than 7½ ounces of oysters by cut-out drained weight; No. 2 cans 14 ounces; and other permitted size cans shall contain a fill correspondingly proportionate to the No. 1 picnic can.)	Unlimited.....	1 picnic (211 x 400)—1 tall (301 x 411)—2 (307 x 409).	1.25 tin*.	1.25 tin*.
51. Pilchards, by whatever name known including sardines.....	Unlimited.....	8-Z short (211 x 300)—½ oblong (308x508 x 103)—300 (300 x 407)—1 oval (607 x 406 x 108).	1.25 tin*.	1.25 tin*.
Packed in oil.....			1.25 tin..	1.25 tin.
Packed in mustard or tomato sauce.....			1.25 tin..	1.25 tin.
52. Salmon.....	Unlimited.....	½ flat (307 x 200.25) (307 x 201.25)—1 flat (401 x 210.5) (401 x 211) 1 tall (301x411).	1.25 tin*.	1.25 tin*.
53. Shad.....	Unlimited.....	300 (300 x 407)...	1.25 tin*.	1.25 tin*.
54. Shrimp.....	Unlimited.....	1 picnic (211 x 400)—5 (502 x 510).	1.25 tin*.	1.25 tin*.
55. Squid.....	Unlimited.....	300 (300 x 407)...	1.25 tin*.	1.25 tin*.
56. Tuna, bonito, and yellowtail.....	Unlimited.....	½ tuna (307 x 113)—1 tuna (401 x 205.5)—4 lb. tuna (306 x 408).	1.25 tin*.	1.25 tin*.
DAIRY PRODUCTS				
57. Condensed milk, as defined by the Federal Security Administrator, Federal Register, July 2, 1940, § 18.525, page 2444 and § 18.530, page 2445, as amended, Federal Register, August 8, 1941, pages 3973 and 3974.	100% 1942....	15 oz.....	1.25 tin..	1.25 tin.
58. Evaporated milk, as defined by the Federal Security Administrator, Federal Register, July 2, 1940, § 18.520, page 2444.	Unlimited.....	10 (8 lb.).....	1.25 tin..	1.25 tin.
During 1943 a person's pack of evaporated milk in 6 oz. cans shall not exceed 80 per cent of his 1942 pack of 6 oz. cans.	90% 1942....	6 oz.—14½oz....	1.25 tin..	1.25 tin.



SCHEDULE II—FOOD CANS

(1) Packing quotas specified in this Schedule II indicate permitted packs of the respective products listed, for all purposes except for Army, Navy, Marine Corps, Maritime Commission, War Shipping Administration of the United States, or for any agency of the United States purchasing for a foreign country pursuant to the Act of March 11, 1941, entitled "An Act to Promote the Defense of the United States" (Lend-lease Act). While restrictions pertaining to can sizes and can materials are applicable to such cans, cans used for packing the respective products listed shall be in addition to the specified quotas, when delivered pursuant to a letter of intent approved by, or a contract or purchase order negotiated with or for, any of the foregoing agencies. The word "none" indicates that no cans shall be used for packing the applicable product except for the above-mentioned agencies. When determining a quota for packing a product listed in this Schedule II, cans packed during the base period (1942) for the above-mentioned agencies shall be excluded.

(2) All persons manufacturing cans shall, to the greatest extent available, use 0.50 tinplate wherever the single asterisk appears; and chemically treated blackplate wherever the double asterisk appears. All persons using cans marked with the asterisk, are hereby required to accept from the manufacturer making delivery, to the greatest extent available up to 50 per cent of the delivery, cans made as specified of 0.50 tinplate wherever the single asterisk appears; and cans made as specified of chemically treated blackplate wherever the double asterisk appears.

Product	Packing quota	Can sizes	Can materials	
			Body	Ends
MEATS AND MEAT PRODUCTS				
(Processed, and in hermetically sealed cans)				
1. Bacon	None	14 lb.	1.25 tin*	1.25 tin.**
2. Beef, veal, mutton, and pork; corned, roast, or boiled, and containing not less than 85 per cent meat, by cooked weight. Cans with all seams soldered	None	Any size	1.25 tin	1.25 tin.
Cans with only side seams soldered		Any size	1.25 tin*	1.25 tin.**
3. Brains	100% 1942	10½ oz.	1.25 tin*	1.25 tin.**
4. Chili con carne, when packed without beans and containing not less than 50 per cent meat, by uncooked weight, exclusive of added tallow.	None	300 (300 x 407)	1.25 tin*	1.25 tin.**
5. Meat loaf, containing not less than 90 per cent meat, by uncooked weight, and no added water. When packed as a chopped product, meat loaf may contain not more than 10 per cent of the following ingredients: cereal, whole milk, eggs, and seasoning.	None	7 oz.	1.25 tin*	1.25 tin.*
6. Meat spreads, including ham, tongue, liver, beef, and sandwich spreads. When packed as a spread, the chopped product shall contain not less than 65 per cent meat, by cooked weight, with added cereal or other products. When packed as deviled ham or deviled tongue, the product shall consist of chopped meat without added cereal or other products.	None	3 oz.	1.25 tin*	1.25 tin.**
7. Sausage in casings, containing no cereal or similar substance, and not to exceed 10 per cent added water, by weight, except pork sausage, which may be prepared with not to exceed 3 per cent added water, by weight. Vienna Sausage	None	4 oz.	1.25 tin*	1.25 tin.**
Sausage in oil, lard or rendered pork fat	None	No. 5	1.25 tin*	1.25 tin.**
8. Bulk sausage meat, containing not to exceed 3½ per cent cereal, and not to exceed 3 per cent added water, by weight.	None	24 oz.	1.25 tin*	1.25 tin.**
9. Tongue, whole	None	6 oz.	1.25 tin*	1.25 tin.**
10. Turkey, boned, and chicken, boned	None	1 lb.	1.25 tin*	1.25 tin.**
11. Chopped luncheon meats, consisting of chopped, seasoned meat with not to exceed 3 per cent added water, by weight.	None	12 oz.	1.25 tin*	1.25 tin.**
12. Potted meat, consisting of chopped meat or by-products of meat, without added cereal or similar substance, and labeled as a potted or deviled meat product.	100% 1942	3¼ oz.	1.25 tin*	1.25 tin.**
MISCELLANEOUS FOODS				
13. Baby foods, limited to: Fruits, vegetables, meat products and cereals, pureed. Potatoes and cereal products may be used only in combination with other permitted products, and the potato and cereal content in any combination shall not exceed 12 per cent, by weight. Dried prunes may be included and frozen fruits and vegetables may be used; provided, that no person shall use for packing pureed baby foods more than 35 per cent, by weight, of the frozen fruits and vegetables which he used for this purpose during 1942.	100% 1942	202 B F (202 x 214)	1.50 tin.	1.50 tin.
Milk formulas and soybean milk, liquid	100% 1942	14½ oz.	1.25 tin.	1.25 tin.
Milk formulas, dry or powdered	100% 1942	1 lb.	0.50 tin.	CTB.
No person shall pack any milk formulas unless he packed the product in substantially the same form in 1942.				

Product	Packing quota	Can sizes	Can materials	
			Body	Ends
14. Dehydrated vegetables.....	None.....	10..... 5 gal.....	0.50 tin..	CTB.
15. Grape juice and grape pulp.....	100% 1942.....	5 gal. reusable.....	0.50 tin..	0.50 tin..
16. Citrus pulp and citrus peel.....	100% 1942.....	5 gal. reusable.....	1.50 tin..	1.50 tin..
17. Honey.....	100% 1942 pack of size 60 lb.	60 lb. reusable.....	1.25 tin..	1.25 tin..
18. Goat's milk.....	100% 1942.....	14 1/2 oz.....	1.25 tin..	1.25 tin..
19. Milk, skimmed, dry or powdered.....	None.....	50 lb.....	0.50 tin..	0.50 tin..
20. Milk, whole, dry or powdered.....	100% 1942.....	1 lb.-2 1/2 lb.-5 lb.	0.50 tin..	0.50 tin**
21. Special food products; limited to foods other than usual table foods. No person shall pack any special food product unless he packed the product in substantially the same form in 1942, and unless he obtains prior permission upon application to the War Production Board.	See Product column.			

## Preference Rating Order No. P-115 As Amended October 27, 1942

(Reprinted from INFORMATION LETTER for October 31, 1942)

The revised Preference Rating Order P-115, issued October 27 by the War Production Board, provides a number of improvements over the old order, most important of which are:

1. **Higher Ratings Established**—AA-2X, AA-5 and AA-3, are substituted for the previous ratings of A-1-A, A-1-j and A-1-c, respectively.

2. **1943 Included**—The order now is applicable for equipment needed for operation up to the end of the calendar year 1943, whereas up to this time, P-115 covered only 1942 operation.

3. **Canned Fish Added**—Fish is included in the revised P-115 along with fruits and vegetables.

4. **No Expansion**—The expansion feature has been eliminated from the order. P-115 now does not provide for further additions to existing lines, or establishment of new canning or processing lines.

5. **Reports**—The PD-81A reporting form no longer is required. However, it is still necessary for producers to file with WPB each month, actual copies of all purchase orders on which AA-2X and AA-5 ratings have been endorsed for "emergency repairs" or "repairs, maintenance and operating supplies."

### Higher Ratings Granted

The higher ratings granted by the revised P-115 have been provided to conform with existing needs.

The AA-2X rating granted for emergency repairs may be used automatically by a canner without first obtaining authorization from WPB. As soon as the rating is used, a report must be telegraphed to WPB, listing the four types of information called for in the order.

The AA-5 rating is provided for purchase of regular "repairs, maintenance and operating supplies." This rating also may be endorsed on purchase orders without first receiving authorization, and at the end of each month, it is necessary to send to WPB, actual copies of purchase orders on which this rating has been endorsed. *When this rating is used to purchase raw material (pipe, angles, sheets, castings, rods, etc.) the weight of such material purchased must appear on the*

*copy of the purchase order sent to WPB. Canners should keep a careful check on the quantity of such material purchased in order to comply with the minimum inventory provisions of the order.*

The AA-3 rating is provided for capital equipment. New equipment may be purchased for three uses: (a) Replacement; (b) for more efficient operation; (c) for changes in equipment required by M-81, such as conversion, etc. This rating may not be used without first filing an application on form PD-285, and receiving approval by WPB. It should be noted that the only type of capital equipment covered by the order is actual canning and processing equipment. The order does not cover materials for additions to buildings, nor plumbing, heating or lighting equipment, and it is improper to file application on form PD-285 for this type of material.

It should be noted also that the revised P-115 does not include any planting or harvesting equipment, fishing vessels or fishing equipment, fish rendering equipment or equipment used in transportation of food products from a producer's plant.

Under "operating supplies," the order now includes strapping and stitching wire, which previously was not included. Metal containers, closures, fuel and office supplies are not included as operating supplies, and therefore, may not be obtained under P-115.

Authorization may not be given under the order for equipment to be used in setting up a new canning plant or in setting up new production lines in existing plants, and it would, therefore, be needless to file PD-285 applications for equipment for this purpose.

The order does provide for essential equipment for "replacement," for "elimination of bottlenecks," and for "conversion as required by Order M-81 and like orders." Due to the extreme shortage of materials and facilities for manufacture of canning equipment, it will be necessary that a producer submitting an application for equipment of the above types, thoroughly substantiate his need for such equipment. Due to the critical nature of all equipment, it will be necessary for the industry to use all existing equipment as long

as possible, and to repair and rebuild existing equipment where possible.

While the over-all plan is to keep existing facilities for production of essential foods in efficient condition, producers will have to thoroughly substantiate their need for replacement or additional equipment.

**PART 1085—MAINTENANCE AND OPERATION OF PLANTS CANNING OR PROCESSING FRUITS, VEGETABLES, OR FISH**

[Preference Rating Order P-115, as Amended October 27, 1942]

Part 1085 (formerly entitled "Maintenance and Expansion of Plants Canning Fruits and Vegetables") is hereby amended to read "Part 1085, Maintenance and Operation of Plants Canning or Processing Fruits, Vegetables or Fish," and Preference Rating Order P-115 (§ 1085.1) is hereby amended to read as follows:

**§ 1085.1 Preference Rating Order P-115**

**(a) Definitions**

For the purposes of this order:

(1) "Producer" means any person located in the United States, its territories and possessions, engaged in the business of canning or otherwise processing fruits, vegetables, or fish, or any person, located in the Dominion of Canada, to whom and in whose name a copy of this order is specifically issued.

(2) "Canning" means the preparation of fruits, vegetables, or fish for market by packing such fruits, vegetables, or fish (either alone or in combination with other commodities) in hermetically sealed containers and sterilizing by the use of heat and includes all operations required for or usually incidental to such preparation.

(3) "Processing" means the primary preparation of fruits, vegetables, or fish for market by freezing, dehydration, and fresh packing in a processing plant.

(4) "Material" means any commodity equipment, accessory, part, assembly, or product of any kind, used in the canning or processing of fruits, vegetables or fish, but does not include any planting or harvesting equipment, fishing vessels, or fishing equipment, or equipment used in the transportation of food products from the producer's plant.

(5) "Maintenance" means minimum upkeep necessary to enable the producer's existing plant and equipment to be used at its maximum rate of operation permissible under Conservation Order M-81 (To Conserve the Supply and Direct the Distribution of Tin Plate and Terne Plate) and other like orders.

(6) "Repair" means restoration of a producer's machinery, plant or equipment to sound working condition after physical depreciation, wear and tear, damage, destruction of parts or the like have impaired its fitness for service but not to an extent involving major reconstruction.

(7) "Material required for operation" means operating supplies including strapping and stitching wire but not including metal containers and closures, fuel, and office supplies.

(8) "Replacement" means substitution of new machinery or equipment for existing machinery or equipment, when not constituting repair.

(9) "Material required for more efficient operation" means material necessary for the most effective use of machinery in existing production lines, and material required to adapt such lines to the requirements of Order M-81, as amended from time to time, and other orders restricting permitted uses of containers and closures.

(10) "Supplier" means any person with whom a contract or purchase order has been placed for delivery of material to a producer or to another supplier.

(11) "Fish" includes shellfish.

**(b) Assignment of preference ratings.**

Preference ratings are hereby assigned, subject to the restrictions and conditions of paragraphs (c) and (d) hereof:

(1) AA-2X to deliveries, to a producer, of material directly required for emergency maintenance or repair, to avert spoilage of fruit, vegetables or fish because of an actual breakdown or suspension of a producer's operations.

(2) AA-5 to deliveries, to a producer, of material required for repair, maintenance or operation.

(3) AA-3 to deliveries, to a producer, of material required for replacement, or for more efficient operation, excluding, however, any deliveries:

(i) For the construction of new buildings, or the establishment of new plants.

(ii) For the establishment of new production lines.

(iii) For any other purpose that, in the opinion of the Director General for Operations at the time application is made, as provided in paragraph (d) (3) below, is not in the public interest, does not promote the national defense, or is in conflict with the policy of Conservation Order M-81 (To Conserve the Supply and Direct the Distribution of Tin Plate and Terne Plate) or other like orders.

**(c) Restrictions on application of ratings by producer.**

(1) The producer shall not apply any preference rating assigned by (b) (1) above to deliveries of material to replace other material withdrawn from his inventory of stores for maintenance, repair or operation.

(2) The producer shall not apply any preference rating assigned by (b) (2) above, if, in view of the current rate of consumption of his inventory of stores for repair and maintenance or operation, the delivery of the material to be rated would increase his inventory or stores above the minimum permitted or provided in paragraph (e) below.

(3) The producer shall not apply any preference rating hereunder unless the material to be delivered cannot be secured when required without such rating.

(4) The producer may apply the rating only to those quantities and kinds of materials necessary to enable him to maintain his canning or processing schedules up to the end of the calendar year 1943.

**(d) Application of preference rating.**

(1) A producer or any supplier, in order to apply or extend the preference ratings assigned hereunder shall comply with Priorities Regulation No. 3, as it may be amended from time to time.

(2) If preference rating AA-2X is applied, for emergency maintenance or repair, the producer must, immediately upon placing his order for such material, telegraph to the War Production Board the following with respect to such order:

(i) The name and address of the supplier;

(ii) Brief statement of what necessitated application of rating for emergency maintenance and repair;

(iii) A specific description of the material included in the order, and

(iv) The invoice cost of each item of such material.

(3) If the material is required for replacement or more efficient operation, the producer shall not apply preference

rating AA-3, unless he shall have communicated with the War Production Board, describing the material needed and the nature of the proposed replacement or addition, and shall have received from the Director General for Operations a specific authorization to apply such rating, notwithstanding the fact that he may have previously been authorized to apply a rating of A-3, or A-1-c. Such application for authorization may be made by a written statement on Form PD-285 or, in any emergency, by telegram giving substantially the information called for by said Form PD-285.

*(e) Inventory provisions.*

A producer shall not accept deliveries (whether rated hereunder or not) of material for repair and maintenance or operation which will increase the inventory or stores available to the producer for such purposes to an amount greater than the minimum necessary for repair and maintenance and to sustain the current level of operations of the producer, and the ratio of such inventory and stores to current operations shall in no event exceed the ratio of average inventory to average operation for the years 1938, 1939, and 1940.

*(f) Records.*

In addition to the records required to be kept under Priorities Regulation No. 1, a producer, and each supplier

placing or receiving any purchase order or contract rated hereunder, shall each retain, for a period of two years, for inspection by representatives of the War Production Board, endorsed copies of all such purchase orders or contracts, whether accepted or rejected segregated from all other purchase orders or contracts or filed in such a manner that they can be readily segregated for such inspection.

*(g) Reports.*

Each producer who applies a preference rating hereunder shall file such reports as may be required from time to time by the War Production Board; and until further notice any producer who applies a preference rating hereunder for "emergency maintenance or repair," or for "repair, maintenance or operation" shall file with the War Production Board on or before the 10th day of each month copies of all purchase orders on which such ratings have been applied during the previous month.

The sections dealing with *Communications to the War Production Board, Violations, Revocation or amendment, and Applicability of priorities regulations*, which are not reproduced here, are identical with the original P-115, which was published in the INFORMATION LETTER for February 14, 1942.